

1 UNITED STATES BANKRUPTCY COURT

2 DISTRICT OF ARIZONA

3 In the Matter of)
4)
5 **AMENDMENT TO LOCAL RULE OF**)
6 **BANKRUPTCY PROCEDURE 2090-1**)
7 _____)

GENERAL ORDER NO.79

8 Arizona Local Rule of Bankruptcy Procedure 2090-1 requires
9 that an attorney be a member in good standing of the bar of the United
10 States District Court for the District of Arizona to practice in the
11 Bankruptcy Court. By recent Amendment to Local District Court Rule
12 1.5, admission to or continuing membership in the District Court Bar
13 for the District of Arizona is limited to active members in good
14 standing of the State Bar of Arizona, with certain exceptions for U.S.
15 government attorneys and tribal attorneys.

16 As a result of this amendment, to appear in the bankruptcy
17 court under Local Bankruptcy Rule 2090-1, an attorney must be an
18 active member in good standing of the State Bar of Arizona or must be
19 granted limited admission. The limited admission provisions of Local
20 Bankruptcy Rule 2090-1(c) do not allow an attorney who is not a member
21 of the State Bar of Arizona to regularly practice before this court.
22 To monitor limited admissions before this court, Local Rule of
23 Bankruptcy Procedure 2090-1, titled **Attorneys - Admission to Practice**,
24 is hereby amended to provide as follows:

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1 RULE 2090-1. ATTORNEYS-ADMISSION TO PRACTICE

2 (a) Any attorney admitted to practice before the United
3 States District Court, District of Arizona, may practice before the
4 bankruptcy court.

5 (b) Nothing herein shall prevent the bankruptcy court from
6 ordering that local counsel be associated in any case.

7 (c) An attorney who is not a member of the bar of the United
8 States District Court, District of Arizona, but who is a member in
9 good standing of the bar of another United States district court may,
10 upon application and court order, be permitted to appear and
11 participate in a particular case. Unless authorized by the
12 Constitution of the United States or an Act of Congress, an attorney
13 is not eligible for limited admission pursuant to this rule if (i) the
14 attorney resides in Arizona, (ii) the attorney is regularly employed
15 in Arizona or (iii) the attorney is regularly engaged in the practice
16 of law in Arizona. Unless otherwise ordered, the applicant shall
17 designate in the application with whom the court and opposing counsel
18 may readily communicate regarding the conduct of the case. The
19 application shall also state, under penalty of perjury, whether the
20 applicant has filed with this court any other applications for limited
21 admission or pro hac vice applications within one year preceding the
22 current application and if so, the title and case number of each case
23 in which such application was filed, the date of each application and
24 whether each application was granted or denied. The application shall
25 also contain the address, telephone number and written consent of the
26 designated local counsel, if any. The application and order shall
27 substantially conform to Local Form No. 3.
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2 (d) An attorney who changes his or her office address must
3 furnish the court with either a list of all open cases and proceedings
4 in which the attorney is appearing or file a separate notice of change
5 of address in each case or proceeding.

6 This amendment shall be effective as of the date of this
7 order to all cases pending or filed after this date. Local Form No.
8 3 is amended as attached.

9 IT IS SO ORDERED.

10 DATED: March 16, 2000 /s/ George B. Nielsen, Jr.
11 Chief U.S. Bankruptcy Judge

12 /s/ Robert G. Mooreman
13 United States Bankruptcy Judge

14 /s/ Lawrence Ollason
15 United States Bankruptcy Judge

16 /s/ Sarah Sharer Curley
17 United States Bankruptcy Judge

18 /s/ Redfield T. Baum
19 United States Bankruptcy Judge

20 /s/ James M. Marlar
21 United States Bankruptcy Judge

22 /s/ Charles G. Case II
23 United States Bankruptcy Judge
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4 UNITED STATES BANKRUPTCY COURT
5 DISTRICT OF ARIZONA

6 In re) Chapter
7)
8) Case No.
9) Adversary
10)
11 Debtor (s))
12)
13 vs. Movant/Plaintiff(s))
14 Respondent/Defendant(s)) APPLICATION FOR LIMITED
ADMISSION AND ORDER

15 Applicant, _____, hereby applies for leave to appear and
16 participate in this action.

17 I am a member in good standing of the Bar of the United States District Court for the
18 _____ District of _____, and the Supreme Court of the State of
19 _____; I have been retained by _____ to
20 appear in this court in this action; I am not a member of the bar of the United States District Court,
21 District of Arizona.

22 I declare under penalty of perjury that I: (1) do not reside in Arizona; (2) am not
23 regularly employed in Arizona; and (3) I am not regularly engaged in the practice of law in Arizona.

24 I further declare under penalty of perjury that I have filed the following Application(s)
25 for Limited Admission or Pro Hac Vice Application(s) with this court.

26 CASE
27 NAME

26 CASE
27 NUMBER

26 DATE
27 APPLICATION
28 FILED

26 GRANTED
27 DENIED

I hereby designate _____, a member of the bar of this court who maintains an office in this district and who has consented to this designation, as co-counsel with whom the court and opposing counsel may readily communicate regarding the conduct of the case.

DATED: _____

Signature of Attorney

Name of Attorney

Address

State

Zip

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4 **CONSENT TO DESIGNATION**

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6 I hereby consent to the foregoing designation as a member of the Bar of the United
7 States District Court for the District of Arizona.

8 Dated: _____

9 _____
Signature of Attomey

10 _____
11 Name of Attorney

12 _____
13 Address

14 _____
15 State

16 _____
17 Zip

18 **ORDER**

19 Based upon the foregoing application and consent, the above applicant is hereby
20 permitted to appear and participate in this action as counsel for _____.
21

22
23 Dated: _____

24 _____
United States Bankruptcy Judge

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27 NOTE: There is no fee required for the filing or granting of this application.
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